

Julius Rosenberg  
Et Al.

Referral

U.S. Coast Guard

No. 1

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Appeal to: United States Coast Guard  
Department of Transportation  
400 M STREET, S.W.  
Washington, D.C. 20590

## REFERRAL

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AGENCY U.S. Coast Guard

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### Document Description

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# CONFIDENTIAL

## FEDERAL BUREAU OF INVESTIGATION

THIS CASE ORIGINATED AT

NEW YORK

CONFIDENTIAL

REPORT MADE AT <b>NEW YORK</b>	DATE WHEN MADE <b>11/19/54</b>	PERIOD FOR WHICH MADE <b>10/15, 22, 25-29; 11/1-4, 9, 10/50</b>	REPORT MADE BY <b>GEORGE M. OWEN vmp</b>
TITLE <b>MAXWELL FINESTONE, was</b>			CHARACTER OF CASE <b>ESPIONAGE - R; INTERNAL SECURITY ACT OF 1950</b>

**SYNOPSIS OF FACTS:**

Informants advise subject and wife now residing at 33-66 Decatur Avenue, Bronx, NY, and that FINESTONE is again employed as a free-lance market researcher in New York City. Contacts of subject identified.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE

- P -

AGENCY CRB, DHI  
REQ. REC'D 11-30-54  
DATE FORW. R/S  
BY JTC **G.I.R.-9**

I CURRENT ACTIVITIES

**A. RESIDENCE**

On October 26, 1954 T-1, of known reliability, advised that MAX FINESTONE and his wife returned to their apartment at 33-66 Decatur Avenue, Bronx, New York, at the end of September, after being away for the summer months. T-1 stated that there had been no one residing with the FINESTONES, and that their apartment had been vacant during their absence throughout the summer months.

T-1 advised that FINESTONE leaves his apartment in the morning and does not usually return until the early

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COPIES OF THIS REPORT		NOV 22 1954
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evening hours. Mrs. FINESTONE, according to this source, does not appear to be employed for she is seen practically every day walking her baby in the vicinity of their apartment.

B. EMPLOYMENT

On November 3, 1954 T-2, of known reliability, advised that FINESTONE is currently employed as a free-lance market researcher in New York City and the surrounding area. This informant was unable to provide the name of FINESTONE's current employer, however, he indicated he was frequently changing employers due to the nature of his employment.

II CONTACTS AND ASSOCIATES

A. RALPH AND CLARA KESSLER

T-3, of known reliability, has advised that FINESTONE contacted CLARA KESSLER on October 24, 1953. FINESTONE made arrangements with CLARA to have her husband, RALPH, who was then sailing on the SS SANTA ROSA, contact FINESTONE upon his return to New York on the following Wednesday (October 28, 1953).

On October 30, 1953, according to this informant, RALPH KESSLER contacted FINESTONE and made further arrangements to recontact him on the following Monday. T-3 stated that on November 3, 1953 FINESTONE was in contact with RALPH KESSLER, and have made plans to meet at the Chelsea Branch of the American Labor Party during that afternoon.

On November 11, 1953 T-3 stated that RALPH KESSLER contacted ANNETTE CHAIT, FINESTONE, and it was learned that KESSLER was moving to 31-65 Decatur Avenue, Bronx, New York.

On March 8, 1952 T-4, of known reliability, advised that the subject while on vacation in Mexico during

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1952 received a letter from RALPH KESSLER of 2015 Monterrey Avenue, Bronx, New York.

Records of the Bureau of Marine Inspection and Navigation, as of April 12, 1946, reflect that RALPH KESSLER, Certificate of Identification Number Z-297658, had been issued a Certificate of Identification for service as an Ordinary Seaman and Wiper on September 3, 1942 at Los Angeles, California. This certificate had been endorsed at New York City April 29, 1944, for Second Cook and Baker.

KESSLER was described as follows on these records:

Date of Birth	April 9, 1922
Place of Birth	Tiraspol, USSR
Height	5' 8 $\frac{1}{2}$ "
Eyes	Brown
Hair	Brown
Complexion	Ruddy
Social Security #	158-07-0116
Citizenship	Naturalization papers of mother, #3132577, issued August 26, 1929, Boston, Massachusetts
Address	1324 Vermont Street, Lawrence, Kansas
Next of Kin	Mrs. SONIA KIRP, mother 2264 Creston Avenue, Bronx, New York (Further address supplied for mother at 116 East Mosholu Parkway, Bronx, New York)

The name of one RALPH KESSLER, age 22, appeared on a Communist Party, USA, 1944 Registration Card, dated March 14, 1944, according to T-5, of known reliability.

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This card, bearing number 31493, indicated that RALPH KESSLER was issued a 1944 membership book in the Seamen's Branch, New York City District 2, on March 14, 1944.

The Registration Card reflects that KESSLER was a white male, age 22, and was in the Party for one year. It indicated that he was employed in the Marine Industry and was affiliated with the National Maritime Union, and that his national origin was Jewish-American. It is also noted that this card reflected that KESSLER was a club subscriber to the "Daily Worker".

On June 5, 1945, according to T-6, of known reliability, one RALPH KESSLER contacted Section 28 (Waterfront Section), Communist Party, USA, and wanted to know if there were any messages for him. KESSLER gave his home phone number as Sedgwick 3-7754 which was ascertained to be listed to SOLOMON KIRP, 116 East Moshulu Parkway, Bronx, New York.

The "Daily Worker" is an East Coast Communist Party publication.

T-17, of known reliability, advised that from the time of its inception in 1936, there existed within the American Labor Party a struggle for power among three groups. These were the Communist Party, the Socialist Party, and the Social Democrats. By the early 1940's the Communist Party emerged as the controlling force within the American Labor Party in the major industrial areas in New York State. Generally these were the areas around Albany, Buffalo, Jamestown, Rochester, Schenectady, Syracuse, Troy, the Hudson River Valley, Columbia, Dutchess, Nassau and Westchester Counties and New York City with the exception of Brooklyn. In 1942, the Communist Party was able to capture the American Labor Party in Brooklyn. T-17 knew this situation to continue up until at least 1949. The American Labor Party never developed into an organization of any real consequence in the non-industrial areas of New York State.

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T-18, of known reliability, in July 1954, advised that the Communist Party today, as in the past, through its members in key positions in the American Labor Party, constitutes the force that controls it.

In regard to CLARA KESSLER, it is noted that one CLARA KESSLER of 2015 Monterrey Avenue, Bronx, New York, sent a postcard postmarked in New York City on December 9, 1952, which was printed for the Committee to Defend ROOSEVELT WARD JR., 23 West 26th Street, New York City, to United States Attorney JOHN MC KAY, New Orleans, Louisiana, urging him to grant the right to travel out of New Orleans to ROOSEVELT WARD JR.

T-7, of known reliability, advised on July 24, 1953 that the Committee to Defend ROOSEVELT WARD JR. was instigated and sponsored by the Labor Youth League to foster the defense of ROOSEVELT WARD JR. following his arrest and conviction in 1951 for violation of the Selective Service Act of 1948, in New Orleans, Louisiana.

This informant continued that subsequent to the United States Supreme Court's reversal of the decision of the United States District Court in the WARD case on February 2, 1953, the Committee to Defend ROOSEVELD WARD JR. went out of existence.

The Labor Youth League has been designated by the Attorney General of the United States pursuant to Executive Order 10450.

B. RUBIN DIAMOND

T-3 advised on October 29, 1953 that MAX FINE-  
STONE attempted to contact "RUBE" DIAMOND and made an appointment to have lunch with him on that date. According to this informant, DIAMOND as of October 29, 1953 was employed by the Philadelphia Mills, Broadway and 30th Street, New York City.



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BARBARA and BARRY FEIDEN of 143-15 38th Avenue, Flushing, New York, advised SAs HERMAN C. LITTLEJOHN and ROBERT F. ROYAL on August 23, 1950 that RUBIN (RUBY) and MARION DIAMOND were friends of MAX FINESTONE at Cornell University. At the time of the interview, according to the FEIDENS, the DIAMONDS resided at 370 West 58th Street, New York City.

Records of the Registrar's Office, Cornell University, Ithaca, New York, as checked by SA PETER F. MAXSON on November 9, 1950, reflected that RUBIN DIAMOND was born on October 6, 1923 at New York City. His mother is Mrs. BESSIE DIAMOND, 82 South Hamilton Street, Poughkeepsie, New York.

These records reflect that DIAMOND entered Cornell in September 1946 from the New York State Agricultural Institute. He attended the School of Industrial and Labor Relations at Cornell, and was graduated on February 1, 1950.

T-8, of known reliability, advised in approximately December 1947, that RUBIN DIAMOND was an officer of the Young Progressive Citizens of America, Chapter 1, Cornell University, while a student.

T-9, of known reliability, advised on March 15, 1948 that the Communist Party was instructing their youth groups to join the Young Progressive Citizens of America, and then attempted to take over leadership of the organization.

In March 1954 Mrs. HELEN LEVY KLEINBERG, 835 Riverside Drive, New York City, advised SAs FRANK C. KEMER and CHESTER A. REILLY, that RUBIN DIAMOND attended meetings of the Student Section of the Communist Party at Cornell University. She said DIAMOND was not very active, but that he had been a regular attendant at Communist Party meetings for about two years between early 1946 and June of 1949.

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Records of the New York City Board of Election, as checked by SE EDWARD C. UTZ on August 17, 1954, reflected that RUBIN DIAMOND is married to MARION DIAMOND who in 1951 was 24 years of age, born in the United States, and had resided in the State of New York for the past 24 years.

These election records reflect that DIAMOND registered from 1951 - 1953 at 2025 Valentine Avenue, Bronx, New York, and that in 1950 the DIAMONDS registered from 370 West 58th Street, New York City.

C. ROBERT SCHLENGER

T-3 advised that BOB SCHLENGER contacted FINESTONE on October 30, 1953. SCHLENGER advised FINESTONE that he was currently looking for a place to live and was employed as an Electrician although his profession is that of a Photographer.

He advised FINESTONE, according to the informant, that he desired to get in touch with MAX's old friend, CAROL. This informant stated that SCHLENGER is the brother of BETTY SANDERS, an old friend of FINESTONE's.

Mr. WILLIAM A. REYNOLDS of the Statistical Department for the firm of Batton, Barton, Durstine, and Osborne, 383 Madison Avenue, New York City, has advised that MAXWELL FINESTONE had been in his employ in 1949 and 1950.

REYNOLDS said that after FINESTONE left his employ, he (FINESTONE) filed a claim with the New York State Unemployment Compensation Commission stating that he was eligible for unemployment benefits inasmuch as he had hired ROBERT SCHLENGER, 2212 Ditmas Avenue, Brooklyn, New York, as his assistant. SCHLENGER's employment with the concern brought the number of personnel up to the number required by the Commission before unemployment benefits could be allowed.

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The records of the Bureau of Vital Statistics, New York City, as searched by SE GERARD M. LENAHER on December 15, 1952, reflect that ROBERT MARTIN SCHLENGER was born May 21, 1927 in Manhattan, New York.

These records listed his father as BERNARD SCHLENGER, age 37, an attorney, born in the United States of America. His mother was LILLIAN nee SALZBERG, age 36, born in Russia. At the time this record was completed there were three children in the family and the residence address was 1374 Ocean Avenue.

On October 4, 1954, according to HENRY MARCONI, Bookkeeper, P. Zaccaro and Company, 225 Lafayette Street, New York City, who advised SA CHARLES A. BARRETT, ROBERT SCHLENGER resides in Apartment 15, 257 East 2nd Street, New York City.

T-10, of unknown reliability, but who was in contact with the residence of SCHLENGER, advised that as of November 25, 1952 SCHLENGER resided at 2212 Ditmas Avenue, Brooklyn, New York, with his sister, BETTY SANDERS, when not employed as a Merchant Seaman. T-10 advised SANDERS had previously resided at 517 East 5th Street, New York City.

In 1948 according to T-11, of unknown reliability, SCHLENGER lived at 517 East 5th Street, New York City.

Records maintained by the Moore McCormack Steamship Lines, Pier 32, New York City, reflect that ROBERT MARTIN SCHLENGER of 2212 Ditmas Avenue, Brooklyn, New York, sailed as an Electrician aboard the SS ARGENTINA and the SS URUGUAY in 1951 and 1952. These records reflect that as of May 6, 1954 SCHLENGER was employed on the SS MORMACREID operated by this company. These records indicate further that SCHLENGER was previously employed by the American Export Lines.

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T-12, a government agency which conducts security type investigations, advised that during the late summer of 1954 SCHLENGER's name appeared on a United States Coast Guard list as a person denied security clearance.

T-11, of unknown reliability, advised that ROBERT SCHLANGER, 517 East 5th Street, New York City, was a member of the Tompkins Square Youth Club of the Communist Party and was active in the 1948 presidential elections for the Communist Party in the Pittsburgh area. This informant said he attended many Party meetings with SCHLANGER both in the Tompkins Square area and at Communist Party Headquarters, 35 East 12th Street, New York City.

T-13, of known reliability, advised that in June 1952 he encountered "BOB" SCHLINGER in Cristobal, Canal Zone. SCHLINGER said he was sailing as 3rd Electrician aboard the SS CRISTOBAL and had left New York in May 1952 for New Orleans.

According to this informant SCHLINGER said he had joined the Communist Party in 1945 and had previously been a Photographer. He said he had sailed as a Merchant Seaman for some years then quit for four or five years until about 1950 when he returned to this occupation.

In regard to BETTY SANDERS, sister of ROBERT SCHLENGER and old friend of the subject's as reported by T-3, T-14, of known reliability, made available in June 1944 a mailing list of the 8th Assembly District, Communist Party members, on which appeared the name of BETTY SANDERS.

T-15, of known reliability, in October 1952 advised that BETTY SANDERS, whose real name is SCHLENGER, said that the revolution would come in 15 years.

T-16, of known reliability, advised in March 1951 that BETTY SANDERS, identified by this informant as a

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left-wing folk singer and member of Peoples Songs, Incorporated, was a delegate to the Sheffield England Peace Conference which was ultimately held in Warsaw, Poland.

According to this informant she toured Czechoslovakia and adjacent countries playing and speaking. She has assumed the duties of Chairman of Peoples Artists since her return home.

The 5th Report of the Senate Fact Finding Committee on Un-American Activities, published by the Senate of California, stated, "Peoples Songs, Incorporated, formed on January 11, 1946 in New York City, injected itself into Communist fronts, Communist schools, left-wing trade unions and political activity. It supplied entertainment for the Communist Party gatherings."

Peoples Artists was cited as a Communist front by the California Committee on Un-American Activities in its 1948 report on page 392.

D. HOWARD S. BAYHA  
(HOWARD BAYER - PHONETIC)

T-3 advised that MAX FINESTONE was in contact with one HOWARD BAYER (PH) on November 12, 13, 17, 18, 19, 1953. According to this informant BAYER (PH) has been associated in numerous market research interviewing jobs with FINESTONE. T-3 advised that BAYER (PH) could be reached at telephone Oregon 5-1851.

T-2 advised on November 3, 1954 that he has known HOWARD S. BAYHA for a number of years, and that he has worked on numerous market research projects in New York City and is currently employed in that line as a free-lance researcher.

T-2 said BAYHA is currently residing with his parents at Plainview, New York, but is planning on getting

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married in the near future after which he will be moving to his own apartment as soon as he is able to locate one. The informant explained that BAYHA recently gave up his apartment at #2 Patchin Place, New York City, where he was residing during October 1953. T-2 stated that BAYHA was about 28 or 29 years of age.

The Manhattan Telephone Directory lists HOWARD BAYHA, #2 Patchin Place, as subscriber to Oregon 5-1851.

The files of the New York Office failed to reflect any information identifiable with HOWARD BAYHA or HOWARD BAYER (PH).

E. "BERT" (LNU)

T-3 advised on November 11, 1953 that a woman by the name of BERT contacted FINESTONE and indicated she had spoken to BOB. FINESTONE made arrangements to pick up BERT at about 8:15 p.m. and take her to a meeting. This informant advised that the nature of the meeting was not known to him.

A review of the files of the New York Office which pertain to the subject, fails to reflect any information which would identify a woman with the name of BERT.

F. LEO (LNU)

On October 22, 1953, according to T-3, FINESTONE was contacted by LEO (PH) (LNU). The informant stated that LEO inquired as to where the "show will be tonight." He advised FINESTONE he had no tickets, but wanted to attend. FINESTONE told LEO that the show would be at 8:40 p.m. that date at 141 West 13th Street, New York City.

A review of the files of the New York Office which pertain to FINESTONE, fails to reflect any individual who might be identical with LEO (PH) (LNU).



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G. BEN AND OLGA (LNU)

On October 25, 1953 T-3 advised that FINESTONE contacted BEN (LNU) and thereafter spoke to OLGA (LNU). FINESTONE discussed with OLGA the form necessary for a permit and other administrative details which would allow the use of a sound truck for an American Labor Party function. OLGA indicated to FINESTONE that she was leaving town at 10:30 that date, and would recontact him on October 26, 1953.

On October 30, 1953 OLGA recontacted FINESTONE and discussed with him the payment of an ad in the "Chelsea News".

The files of the New York Office which pertain to MAXWELL FINESTONE, fail to reflect any information which would further identify BEN and OLGA (LNU).

H. VIOLET LEVINE (LEVENE)  
TEANECK, NEW JERSEY 6-0306

T-19, of known reliability, advised that VIOLET (LNU) contacted FINESTONE on February 22, 1954. This informant stated that VIOLET's husband is believed to be HARRY, and that their telephone number is Teaneck, New Jersey 6-0306. VIOLET made tentative arrangements to visit the FINESTONES within a two weeks period.

T-20, of known reliability, advised on October 1, 1954 that the subscriber to Teaneck, New Jersey 6-0306 is H. LEVENE, 250 Grayson Place, Teaneck, New Jersey.

T-21, a representative of another government agency, advised on October 1 and October 12, 1954 that HARRY LEVINE and his family reside at 250 Grayson Place, Teaneck, New Jersey. This informant further advised that he thinks LEVINE is an instructor in mathematics at either Columbia University or New York University, both in New York City.

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At Columbia University Miss MADELINE SCULLY, Assistant to the Registrar and Miss CONNIE CONSTANTINE, Clerk, Personnel Office, advised SA ROBERT A. HALL on November 4, 1954 that there is no record of HARRY LEVENE or HARRY LEVINE at that institution.

A review of the personnel records of New York University on November 4, 1954 by SA ROBERT J. BURTON, failed to reflect any information identifiable with HARRY LEVENE or HARRY LEVINE.

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ADMINISTRATIVE PAGE

INFORMANTS

Identity of Source	Date of Activity and/or Description of Information	Date Received	Agent to Whom Furnished	File No. Where Located
T-1 Mr. and Mrs. CHARLES HOWARD, Superintendents, 33-66 Decatur Ave., Bronx, NY	Residence of subject	10/26/54	GEORGE M. OWEN	Instant Report
T-2 Mr. WALTER WYSS, 94-26 215th St., Queens Village, NY	Employment of subject	11/3/54	"	"
T-3 NY 963-S*				
T-4 [REDACTED]	Correspondents of subject	3/26/52	Legat Mexico let to Director dated 3/26/52	"
T-5 NY 1219-S*				
T-6 NY 231-S*				
T-7 [REDACTED]	Used to document associate.			
T-8 Mr. FRANK G. BALDWIN, Cornell University, Ithaca, NY	" " " "			

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ADMINISTRATIVE PAGE (Cont'd)

INFORMANTS (Cont'd)

Identity of Source	Date of Activity and/or Description of Information	Date Received	Agent to Whom Furnished	File No. Where Located
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T-9 [REDACTED] b7D	Used to document associate.			
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T-10

" " " "

[REDACTED] b7E  
SA JOSEPH T.  
JALBERT on  
11/25/52

T-11

" " " "

[REDACTED] b7D  
T-12  
USCG Intelligence,  
80 Lafayette St.,  
NYC

T-13

" " " "

T-14

[REDACTED] b7D " " " "

T-15

[REDACTED] " " " "

T-16

[REDACTED] " " " "

(c) b1

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ADMINISTRATIVE PAGE (Cont'd)

INFORMANTS (Cont'd)

Identity of Source	Date of Activity and/or Description of Information	Date Received	Agent to Whom Furnished	File No. Where Located
T-17 [REDACTED]	Used to document ALP.			
T-18 [REDACTED]	" " " "			b7D
T-19 NY 1028-S*				
T-20 Miss VAN DUSKIRK, NJ Bell Telephone Co., Newark	Used to document associate.			
T-21 Postmaster JOHN F. CARROLL, Teaneck Post Office, Teaneck, NJ	" " " "			

LEADS

LOS ANGELES, SAN FRANCISCO, WASHINGTON FIELD (INFO)

Copies of this report are being designated for Los Angeles, San Francisco and Washington Field for information in accordance with Bureau instructions.

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ADMINISTRATIVE PAGE (Cont'd)

LEADS (Cont'd)

NEW YORK

At New York, New York

Will review the files of the New York Office in an effort to further identify HARRY and VIOLET LEVENE (LEVINE).

\*Will identify the following contacts of MAXWELL FINESTONE as set forth in the New York report of SA ROBERT F. ROYAL, dated September 22, 1954:

PAULINE HELTMAN (PH) ✓  
ALEX TRABOLD (PH) ✓  
CHARLES C. COHEN ✓  
RALPH MANDOL ✓  
MARILYN GOODMAN ✓  
MALKA and RUSSELL FORD ✓  
BEATRICE and EDDIE (LNU) ✓  
HERMAN LEVINE ✓  
MARION (LNU) ✓

REFERENCES

Report of SA ROBERT F. ROYAL, 9/22/54,  
New York.  
Report of SA BERT P. STICKLER, 10/25/54,  
Newark.

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# FEDERAL BUREAU OF INVESTIGATION

Form No. 1

THIS CASE ORIGINATED AT

**NEW YORK**

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TITLE <b>MAXWELL PINESTONE, was</b>			CHARACTER OF CASE <b>ESPIONAGE - R; INTERNAL SECURITY ACT OF 1950</b>

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**DETAILS:**

**I. CURRENT ACTIVITIES**

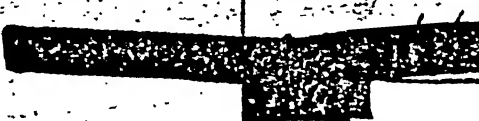
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T-1 advised that PINASTONE leaves his apartment in the morning and does not usually return until the early

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OTHERWISE

Classified by **9**  
Exempt from GDS Category **2**  
Date of Declassification Indefinite  
**AP/M 2/3/78**

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